

9/204

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM FLORENCE COUNTY  
Court of Common Pleas

Eugene P. Warr, Jr., Special Referee

Case No. 2016-CP-21-00702  
Appellate Case No. 2019-001062

Vincent C. Carter d/b/a Elite  
Construction Co.,

Respondent,

v.

Eagles Landing Restaurants,  
LLC,

Appellant.

MOTION FOR EXTENSION OF TIME

Pursuant to Rule 240, SCACR, Appellant respectfully moves the Court for a 30 day extension of time to serve its initial Brief. This is Appellant's second request for an extension of time in this matter.

This is due to the Parties having been working directly with each other from at least September 17 through October 10 on what appeared to be a likely settlement of the matter, and due to Counsel's other obligations and responsibilities, including filing deadlines in other cases.

The undersigned has sought consent from opposing counsel, who does not consent to this motion.

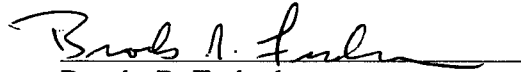
*[Signature block follows]*

**RECEIVED**  
OCT 18 2019  
SC Court of Appeals

Respectfully Submitted,

LAW OFFICE OF BROOKS R. FUDENBERG LLC

October 15, 2019



Brooks R. Fudenberg

Law Office of Brooks R. Fudenberg LLC

SC Bar No. 0072019

171 Church Street, Suite 170, Charleston, SC 29401

843-416-2558

Attorney for Appellant

THE STATE OF SOUTH CAROLINA  
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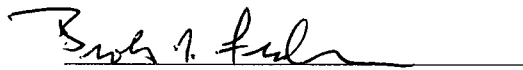
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PROOF OF SERVICE

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I certify that I have served Appellant's Motion for Extension of Time of today's date on Vincent C. Carter d/b/a Elite Construction Co., the Respondent, by depositing a copy of it in the United States Mail, postage prepaid, on today's date, addressed to its attorney of record Patrick B. Ford, Esq., P.O. Box 1317, Florence, SC 29503.

October 15, 2019



Brooks R. Fudenberg  
Law Office of Brooks R. Fudenberg LLC  
171 Church Street, Suite 170 Charleston, SC 29401  
843-416-2558  
Attorney for Appellant

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SC Court of Appeals

**LAW OFFICE OF BROOKS R. FUDENBERG, LLC**

171 Church Street, Suite 160  
Charleston, South Carolina 29401  
BRF@Fudenberglaw.com  
Tel. 843-416-2558  
eFax: 1-910-401-1242

October 15, 2019

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

RE: Vincent C. Carter d/b/a Elite Construction Co., v. Eagles Landing Restaurants, LLC  
Case No: 2016-CP-21-00702 / Appellate Case No. 2019-001062

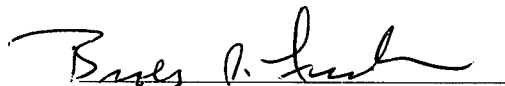
Dear Ms. Kitchings:

Please find enclosed:

- \* an original of a motion to extend time,
- \* six (6) copies of the motion,
- \* a proof of service,
- \* a check in the amount of \$50.00 as the filing fee,
- \* a copy of this letter, and
- \* a self-addressed, stamped envelope.

I would ask that you return a stamped copy of this letter in the enclosed envelope.

Sincerely,



Brooks R. Fudenberg  
Law Office of Brooks R. Fudenberg LLC  
Attorney for Appellant

cc: Patrick B. Ford, Esq.  
Gary Ivan Finklea, Esquire

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SC Court of Appeals

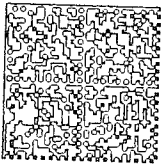
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R. FURBER  
171 Church St, Suite 160  
Charleston SC 29401


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SC Court of Appeals

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THE HONORABLE JERRY ABST KITCHENS  
CLERK, SOUTH CAROLINA COURT OF APPEALS  
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COLUMBIA, SC 29211